Supreme Court, U.S.
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IN THE
Supreme Court of the United States

Sgt. Emmett L. Williams

Petitioner, Plaintiff

-Vs.-

State of Georgia, "et al." 05-11275-A, and three other Incorporated Cases: Appeal Cases: 05-15648-J and 05-15760-C and Civil Action Case: (1:05-CV-2274 where a Final Order and Judgement have been received pending filing of Appeal)

Respondents, Defendants

Petition for a Writ of Certiorari
To the United States Court of Appeals
For the Eleventh Circuit

PETITION FOR WRIT OF CERTIORARI

Sgt. Emmett L. Williams
Pro-Se Litigant

1266 Bedford Avenue
Columbus, Georgia 31903

IN THE NAME OF JUSTICE BECAUSE JUSTICE SO REQUIRES

Question Presented.

Whether the Final Order and Judgment of the United States District Court and the United States Court of Appeals have unconstitutionally and racially violated and discriminated against the Petitioner by permitting, allowing, and aiding the Respondents to continue to violate and discriminate against the Petitioner's United States Guaranteed Constitutional Civil Rights, Liberties, and Freedoms under Title I, Title V, and Title VII, as well as the Georgia State Law of Dual Agency and the Federal Retaliation and Discrimination Laws of the E.E.O.C. and the United States Constitution where the Petitioner has already RESCINDED all transactions made by the Attorney Charles D. Best where it is illegal, unlawful, and unconstitutional to Dead Docket and Dismiss a Federal Case under a Dual Agency Relationship unless all parties are made fully aware of the Dual Agency that was created, and all of the parties have agreed to all of its terms and conditions in writing where the Petitioner has declared that the Lawsuit filed on August 08, 2002 as being never dismissed from this Federal Case where Case Number 1:02-CV-2197 is a active, legal, valid, and enforceable Lawsuit under the Georgia State Law of Dual Agency and the Federal Retaliation and Discrimination Laws of the E.E.O.C. and the United States Constitution.

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CERTIFICATE OF INTERESTED PERSONS AND CORPORATE DISCLOSURE STATEMENT

Sgt. Emmett L. Williams –vs.- State of Georgia "et al." Case No, 05-11275-A is Incorporated with as apart of and Directly Related to Civil Action Cases: 1:04-CV-2415, 1:05-CV-1303, 1:05-CV-1781, and Appeal Cases: 05-15648-J, 05-15760-C, and "et al.":

The undersigned Petitioner, Sgt. Emmett L. Williams, hereby certifies that the following is a complete list of person and entities that who have an interest in the outcome of this case:

(a) Sgt. Emmett L. Williams, Petitioner
(b) The State of Georgia DOD National Guard Headquarters under
(c) Maj. Gen. David Poythress, Commander, as a related Defendant
(d) Thomas H. Blackstock, Facilities Manager, as a related Defendant
(e) James Bruno, Chief of Staff and Appointing Authority, as a related Defendant
(f) Kenneth R. Weldrep, J.A.G. and Prosecuting Attorney, as a related Defendant
(g) Lois Oakley, State Administrative Hearing Chief Law Judge, as a related Defendant

(h) W. Joseph Baird, state Administrative Hearings Judge, as a related Defendant
(i) Ed. Chamberlain, DOD Personnel Administrator, as a related Defendant
(j) Sandra Bruce, DOD Personnel Administrator, as a related Defendant
(k) Raymond Faunt, Security Manager and the Plaintiff's Immediate Supervisor, as a related Defendant
(l) Charles D. Best, illegal and unlawfully Conducted a Dual Agency Relationship as a Georgia Licensed Attorney, as a related Defendant
(m) G. Melton Mobley, the Defendants' Attorney
(n) Bryan K. Webb, the Defendants' Attorney
(o) Dennis R. Dunn, the Defendants' Attorney
(p) Thurbert E. Baker, the Defendants' Attorney
(q) Robert L. Vining, Jr. United States District Judge that condone and favor the Defendants
(r) Gerrilyn G. Brill, United States Magistrate Judge, that condone and in favor for the Defendants.

/s/ Emmett L. Williams
Sgt. EMMETT L. WILLIAMS, Petitioner
Pro-Se Litigant

Reasons for Granting the Writ

I. The Final Order and Judgment of the United States District Court and the United States Court of Appeals have unconstitutionally and racially violated and discriminated against the Petitioner by Granting the Respondents the Unconstitutional Rights of Breaking and Violating the Georgia State Law of Dual Agency and the Federal Retaliation and Discrimination Laws of the E.E.O.C. and the United States Constitution under Title I, Title V, and Title VII.

II. The Final Order and Judgment of the United States District Court and the United States Court of Appeals have unconstitutionally and racially violated and discriminated against the Petitioner by permitting and allowing the Respondents to purchase a Dead Docket against the Petitioner's Federal Lawsuit under a illegal, unlawful, and undisclosed Dual Agency Relationship with the Attorney Charles D. Best.

III. The Final Order and Judgment of the United States District Court and the United States Court of Appeals have unconstitutionally and racially violated and discriminated against the Petitioner by forcing the Petitioner and the Petitioner's Federal Lawsuit filed on August 08, 2002 to consciously continue to be apart of and to participate within an illegal, unlawful, and undisclosed Dual Agency Relationship that was created by the Attorney Charles D. Best and the Respondents.

IV. The Final Order and Judgment of the United States District Court and the United States Court of Appeals have unconstitutionally and racially violated and discriminated against the Petitioner's E.E.O.C. 300 days Filing Statutory Period **that existed from October 22, 2001 to August 18, 2002 where August 08, 2002 was the 290th day,** and the Petitioner's E.E.O.C. 90 days Right to Sue Letter Statutory Period **that existed from May 15, 2002 to August 13, 2002 where August 08, 2002 was the 85th day** where the Petitioner's Lawsuit was filed in Federal Court on **August 08, 2002** that was filed within the legal limits of both sets of dates within full and complete compliance of the statues where the Petitioner was under the Doctor's Care and Treatment awaiting Surgery.

TABLE OF AUTHORITIES

Facts:

a.) The United States Constitution
b.) The Declaration of Independence
c.) The Emancipation Proclamation
d.) The 13th, the 14th, the 15th, and the 19th Amendments to the United States Constitution
e.) The United States Constitutional Civil Rights Acts of 1964, 1981, and 1991 as amended "et al."
f.) The Federal Retaliation and Discrimination Laws of the E.E.O.C. and the United States Constitution that includes Title I, Title V, and Title VII
g.) The Georgia Commission on Equal Opportunity Letter Dated October 22, 2001 from Mr. Todd S. Garrison that confirms that the starting date of the Petitioner's 300 days filing Statutory Period was October 22, 2001 that is undeniable and undisputed by the Respondents
h.) The U.S. Equal Employment Opportunity Commission Right to Sue Letter Dated May 15, 2002 that is undeniable and undisputable by the Respondents

i.) The State Bar of Georgia Letter from the Office of the General Counsel that confirms that the Attorney Charles D. Best is a shady and unscrupulous individual at best dated July 20, 2005 where all transactions made by the Attorney Charles D. Best have been RESCINDED that is undeniable and undisputable by the Respondents

j.) GEORGIA STATE LAW GENERAL DEFINITION OF DUAL AGENCY: A dual agency arrangement is one in which an agent has been empowered to act for more than one party in a particular transaction. Dual Agency is only allowed with the knowledge and consent of all parties involved, and the agreement for such a relationship must be in writing. Without proper disclosure of the dual agency, no commission or fee may be earned by the agent, the agent may be liable to one or more parties for actual and /or punitive damages, and in some circumstance, one or more parties to the transaction may elect to rescind the transaction.

k.) The State of Georgia Performance Management Forms under the year 2000 ending dates that give a clear description as to the Petitioner's Employment History and Job Expectations that is undeniable and undisputable by the Respondents

l.) The Georgia Department of Defense Letter from the State Personnel Office Dated March 12, 2001 by Defendant Sandra Bruce that confirms the Effective Date of May 01, 1998 for the State DOD Personnel Policies and Procedures that is undeniable and undisputable by the Respondents

m.) The Georgia Department of Defense Personnel Policies and Procedures with the Effective Date of May 01, 1998 that is undeniable and undisputable by the Respondents

n.) DCS-OPS-MS (190) Regulated Job Description Dated 29 June 1995 that confirms that the Petitioner has been exercising his Authority since 1995 of authorizing and scheduling Leave for himself and his employees.

o.) A State of Georgia Training Certificate that was issued to the Petitioner and signed by the Governor Zell Miller for the successful completion of this training that makes the Petitioner an authority on this subject that is undeniable and undisputable by the Respondents

p.) The Performance Management Process Training under the Georgia Gain Guidelines of S.M.A.R.T. was never conducted by the Respondents with a P.M.P. as apart of the State DOD Personnel Policies and Procedures when the Respondents terminated the Petitioner's Employment that was in direct violations of the Federal Retaliation and Discrimination Laws of the E.E.O.C. and the United States Constitution that is undeniable and undisputable by the Respondents

q.) The Letter from Kaiser Permanente Dated September 20, 2002 that confirms that the Petitioner was under the Doctor's Care and Treatment awaiting surgery when the Respondents violated the E.E.O.C. Title I, Title V, and Title VII by Harassing and Terminating the Petitioner's Employment for filing his Lawsuit in Federal Court on August 08, 2002 that is undeniable and undisputable by the Respondent

r.) The Leave Grids signed by Sgt. Williams while under the never and non-established supervision of Mark Williams according to the State of Georgia DOD Policies, Procedures, Guidelines, and Regulations that confirms that the Petitioner was still authorizing Leave for himself and his employees that is undeniable and undisputable by the Respondents

s.) The Petitioner's August 08, 2002 Lawsuit that was filed under Civil Action Case Number 1:02-CV-2197 in Federal Court within the statue on the 85th day within the 90 days Right to Sue Letter Statutory Period dated May 15, 2002 and within the statue on the 290th day within the 300 days Filing Statutory Period dated October 22, 2001 where this Lawsuit was filed within complete compliance of the statues that is undeniable and undisputable by the Respondents

INDEX TO APPENDICES

1. **Appendix A** - Final Report and Recommendation and Order dated February 11, 2005, (1a., 2a., 3a., 4a., and 5a)
2. **Appendix B** - Order for Service of Final Report and Recommendation dated February 11, 2005, (6a. and 7a.)
3. **Appendix C** - District Court Judgment dated February 24, 2005, (8a.)
4. **Appendix D** - District Court Order dated February 24, 2005, (9a.)
5. **Appendix E** - Appeal Judgment dated August 31, 2005, (10a.)